



ACTS AND LAWS,
Made and passed by the General Court or
Assembly of the State of Connecticut,
holden at New-Haven, in said State; on
the second Thursday of October, Anno
Dom. 1787.

An Act empowering Judges of the Court of Common Pleas to depute in-
different Persons to serve Executions in certain Cases.

BE it enacted by the Governor, Council, and Representatives in General Court assembled, and by the Authority of the same, That in all Cases, where the Sheriffs of the several Counties in this State, shall receive Executions from the Treasurer, against the Inhabitants of any Towns, for the Arrears of public Taxes, and levy the same on the Estate of such Inhabitants, or any Part of them, and take their Receipts for such Estate, to be delivered at the Place of Sale, according to Law; and on failure of the Delivery of such estate, shall obtain Judgment and Execution thereon against the Inhabitants of such Towns, or any Part of them; that then the Judges of the Court of Common Pleas in each County, may, at the Request of the Sheriffs, depute and empower some suitable and indifferent Person to serve and return such Executions; which Persons deputed as aforesaid, shall have the same Power and Authority in serving such Executions as Sheriffs and Constables have by law. And the Sheriffs shall be responsible for any Neglect or Default of every Person deputed at their Requests, as aforesaid, in the same Manner as they are for their Deputies.

In cases where sheriffs receive and levy the treasurer's executions on estates of inhabitants of towns in arrears, and take receipts for the same, on failure of delivery, &c. the courts of common pleas to appoint some other person to serve & make return, &c.

And be it further enacted by the Authority aforesaid, That in all Cases where Sheriffs have already obtained Executions against the Inhabitants of any Towns, or any Part of them in the Manner aforesaid, the Judges of the Court of Common Pleas in each County, may depute some Person to serve the same as aforesaid.

Where sheriffs have already obtained executions, then, &c.

An Act in Addition to an Act, entitled, An Act for constituting Judges and Justices of the Peace in this State, and for empowering and directing them in their respective Offices.

BE it enacted by the Governor, Council and Representatives in General Court assembled, and by the Authority of the same, That the Judges of County Courts, and Justices of the Quorum respectively, shall have Authority, and Authority is hereby granted them, to issue Procefs, returnable to the Courts to which they respectively belong, in all Civil Matters to be served in any Part of this State.

Extensive authority granted Judges of the C. Court, &c.

An Act in Alteration to an Act, entitled, An Act for regulating Fees, &c.

BE it enacted by the Governor, Council and Representatives in General Court assembled, and by the Authority of the same, That for the future the Fees to Naval-Officers for the Clearance of a coasting Vessel, bound either to the State of New-York or Rhode-Island, under the Burthen of Twenty Tons, Carpenter's Tonnage, shall be *Three Shillings*.

Naval-Officers fees, for coasting vessels.

For a manifest, 3s.

And be it further enacted, That the Fees for receiving a Manifest for a Vessel of less than Twenty Tons, Carpenter's Measure, shall be *Three Shillings*: Any Law, Usage, or Custom to the contrary notwithstanding.

Penalty of 40s. for neglecting to clear out coasting vessels.

BE it further enacted by the Authority aforesaid, That the Masters of all Vessels who shall neglect to clear out their Vessels according to Law, shall incur a Forfeiture of *Forty Shillings* Lawful Money for every such Neglect; one Moiety thereof to the Treasury of this State, and the other Moiety to him who shall complain and prosecute the same to Effect; to be heard and determined by any one Assistant or Justice of the Peace, from whose Judgment therein no Appeal shall be allowed.

An Act in Addition to a Law of this State, entitled, An Act for collecting and paying Rates or Taxes.

BE it enacted by the Governor, Council and Representatives, in General Court assembled, and by the Authority of the same, That no Town shall be chargeable with, or liable to the Collector for any of the Rates of the Inhabitants of such Town, who shall be committed to Goal therefor by such Collector, or the Cost and Charges occasioned by such Commitment; nor shall the Treasurer issue an Execution in Favour of such Collector against the Select-Men of such Town, unless such Commitment be made within eight Months from and after such Rates become due and payable: Any Thing in said Act to the contrary notwithstanding.

No town liable to the collector of rates for inhabitants committed to goal, unless, &c.

Cases where taxes have become due, no town liable, &c. unless, &c.

And be it further enacted, That in all Cases where Taxes have already become due and payable, no Town shall be chargeable with, or liable to the Collector for such Taxes due from the Inhabitants of such Town, or Cost as aforesaid, unless the same shall have been proceeded with in the Manner before directed, within six Months from and after the rising of this Assembly.

An Act in Explanation of a Law of this State, entitled, An Act for collecting and paying Rates and Taxes.

WHEREAS it is provided in said Act, "That if such Collector shall deliver up his Rate Bill into the Hands of the Select-Men, they are hereby impowered to depute some meet Person to collect what remains uncollected thereon, and the same shall be accounted for in Favour of said Collector." In the Construction of which Paragraph a Doubt has arisen, whether any Person, deputed as aforesaid, becomes thereby vested with Power to levy any Warrant for the Collection of such Taxes: And the Collection of Taxes has thereby, in some Instances, been much delayed and obstructed.

Preamble.

Be it therefore enacted by the Governor, Council, and Representatives in General Court assembled, and by the Authority of the same, That in all Cases where any Person or Persons heretofore have been, or hereafter shall be deputed by the Select-Men of any Town, agreeably to the Provision of said Act, such Person or Persons, deputed as aforesaid, does and shall thereby become fully, and in all Respects vested with the same Rights, Powers, and Authorities, to all Intents and Purposes whatsoever, and is and shall be at all Times under the same Regulations as such Collector so delivering up his Rate Bill, as aforesaid, was before invested with.

Collectors deputed by select-men, to have the same rights, &c. as, &c.

An Act in Addition to an Act, entitled, An Act for ordering and regulating Fields and Fences.

BE it enacted by the Governor, Council and Representatives in General Court assembled, and by the Authority of the same, That when any Owners and adjoining Proprietors of Land in any common Field, shall fence and improve any particular Fields or Inclosures in severalty within such common Field, such Owners or adjoining Proprietors shall make and maintain a sufficient dividend Fence equally between them, (that is to say) one of them the one Half, and the other of them the other Half thereof: Which dividend Fence shall be made agreeable to the Directions of said Act respecting what shall be deemed sufficient Fence to secure particular Fields or Inclosures not within a common Field; and shall be under the same Regulations and Provisions in said Act, as is made for preventing Disputes about fencing particular Inclosures, and rendering the Improvement of them profitable to the Owners.

Owners and proprietors in common fields equally to maintain dividend fences, where the land is improved.

An Act in Addition to and in Alteration of an Act, entitled, An Act for preventing, punishing, and removing Nuisances in High-Ways, Rivers, and Water-Courses.

BE it enacted by the Governor, Council and Representatives in General Court assembled, and by the Authority of the same, That no Gate or Fence shall hereafter be set up or erected upon or across the public Post Road in this State, leading from New-York to New-London and

No gate, &c. to be set up on the post-road, without permission

Newport,

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from the General Assembly, &c. Newport, without Permission therefor first had and obtained from the General Assembly. And that from and after the tenth Day of June next, any Gate or Fence standing or being upon said Post Road, by Virtue of Licence heretofore obtained from any County Court, shall be deemed a Nuisance, and may be removed accordingly: Any Law, Usage, or Custom to the contrary, in any wise, notwithstanding.

An Act in Alteration of an Act, entitled, An Act for encouraging and regulating Fisheries.

Preamble. WHEREAS in and by said Act it is, among other Things, enacted, "That no Person or Persons shall draw any Sein, or other Fish-Craft, in any of the Rivers before mentioned in this Act, except between the setting of the Sun on Monday Evening, and the Sun's rising on Saturday Morning in each Week, in the Months of April, May, and June, annually, on Penalty of forfeiting Ten Pounds, to the Use of him who shall sue for and prosecute the same to Effect:" Which said Provision is found not to answer the Purposes intended to have been answered by the said recited Clause.

Clause of an act repealed. Be it therefore enacted by the Governor, Council, and Representatives in General Court assembled, and by the Authority of the same, That the said recited Clause be, and the same is hereby repealed.

Times limited for drawing seins, &c. And be it further enacted, That no Person or Persons shall draw any Sein, or other Fish-Craft, in any of the Rivers mentioned in any Paragraph of said Act, preceding said recited Clause, except between the setting of the Sun on Monday Evening, and the Sun's rising on Saturday Morning, in each Week in the Months of April, May, and June, annually, on Penalty of forfeiting Four Pounds; one Half to the Use of him who shall sue for and prosecute the same to Effect; and the other Half to the Use of the Treasurer of the Town where the Offence is committed: Which Penalty may be sued for and recovered before an Assistant, or Justice of the Peace; and no Appeal shall be allowed in such Case.

Proviso. Provided, That nothing in this Act shall extend to repeal any Part of the Law of this State, entitled, An Act for regulating the Fishery, and removing Obstructions in Pawcatuck River.

An Act in Addition to, and Alteration of an Act for providing and regulating of Jurors in Civil Actions.

Jurors to be chosen. BE it enacted by the Governor, Council and Representatives in General Court assembled, and by the Authority of the same, That the several Towns hereafter named, shall chuse the Numbers of Jury Men to the Name of each Town annexed, viz.

Number in each town.	Symsbury,	Seven,	Woodbury,	Five,
	Granby,	Five,	Southbury,	Four,
	Canterbury,	Ten,	Bethlem,	Three,
	Pomfret,	Eight	Fairfield,	Thirteen,
	Brooklyn,	Six,	Weston,	Eight.
	Stratford,	Nineteen,		

Any Thing in said Act to the contrary notwithstanding.

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